



**MICHIGAN**  
**HOUSE OF REPRESENTATIVES**  
P.O. Box 30014  
LANSING, MICHIGAN 48909-7514

**MINUTES OF THE COMMITTEE**  
**ON**  
**LAW AND JUSTICE**

Tuesday, June 6, 2017                      9:00 a.m.                      Room 327 House Office Building

The House Standing Committee on Law and Justice was called to order by Chairman Kesto.

Members present: Reps. Kesto, Lucido, Graves, Howrylak, Roberts, Theis, Albert, Chang, Robinson, Guerra, Liberati, Wittenberg.

Members absent/excused: None.

Representative Lucido moved to adopt the minutes of May 30, 2017. There being no objection, the motion prevailed by unanimous consent.

Chairman Kesto laid the following bills before the committee:

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|---------|--------------|---|
| HB 4636 | (Hoitenga)   | Crimes; other; procedures of clitoridectomy, infibulation, or other female genital mutilation; prohibit, and provide penalties.   |
| HB 4637 | (Farrington) | Crimes; other; transporting person for purpose of performing genital mutilation; prohibit.  |
| HB 4638 | (Rendon)     | Criminal procedure; sentencing guidelines; crimes of performing female genital mutilation and of transporting a person for purpose of genital mutilation; provide sentencing guidelines for.  |
| HB 4639 | (Kesto)      | Health occupations; health professionals; permanent revocation of occupational license or registration if convicted of female genital mutilation or transporting person for purpose of performing female genital mutilation under state law; provide for. |
| HB 4640 | (Guerra)     | Law enforcement; training; training on female genital mutilation; require.  |
| HB 4641 | (Chang)      | Civil procedure; statute of limitations; female genital mutilation; extend statute of limitations for minor victims.  |
| HB 4642 | (Faris)      | Health; education; education and outreach program related to female genital mutilation; provide for.  |

HB 4661	(Griffin)	Civil procedure; civil actions; victims of clitoridectomy, infibulation, or other female genital mutilation; provide for cause of action.
HB 4690	(Kahle)	Criminal procedure; statute of limitations; statute of limitations on female genital mutilation violations; extend.
HR 105	(Lasinski)	A resolution to support the United Nations' efforts to eliminate female genital mutilation worldwide, and urge the state of Michigan to do everything it can to end female genital mutilation in the state.
SB 337	(O'Brien)	Crimes; other; procedures of clitoridectomy, infibulation, or other female genital mutilation; prohibit, and provide penalties.
SB 338	(Jones)	Criminal procedure; sentencing guidelines; crime of performing clitoridectomy, infibulation, or other female genital mutilation; provide sentencing guidelines for.
SB 368	(Schuitmaker)	Crimes; other; penalties for transporting for the purpose of female genital mutilation; provide for.
SB 369	(Emmons)	Criminal procedure; sentencing guidelines; sentencing guidelines for crimes of transporting female for purpose of female genital mutilation; provide for.

Senator O'Brien and Senator Jones testified in support of SB 337, SB 338, SB 368 and SB 369. Questions and discussion followed.

Rebecca Mastee, representing the Michigan Catholic Conference, submitted a card in support of HB 4636, HB 4637, HB 4638, HB 4639, HB 4640, HB 4642, HR 105, SB 337, SB 338, SB 368, and SB 369, but did not wish to speak.

Representative Lucido moved to report out HB 4636 with recommendation. The motion prevailed, the vote being 11-0-1.

#### FAVORABLE ROLL CALL

Yeas: Reps. Kesto, Lucido, Graves, Roberts, Theis, Albert, Chang, Robinson, Guerra, Liberati, Wittenberg.

Nays: None.

Pass: Rep. Howrylak.

Representative Chang moved to report out HB 4637 with recommendation. The motion prevailed, the vote being 12-0-0.

#### FAVORABLE ROLL CALL

Yeas: Reps. Kesto, Lucido, Graves, Howrylak, Roberts, Theis, Albert, Chang, Robinson, Guerra, Liberati, Wittenberg.

Nays: None.

Pass: None.

Representative Graves moved to report out HB 4638 with recommendation. The motion prevailed, the vote being 10-1-1.

#### FAVORABLE ROLL CALL

Yeas: Reps. Kesto, Lucido, Graves, Roberts, Theis, Albert, Chang, Guerra, Liberati, Wittenberg.

Nays: Rep. Robinson.

Pass: Rep. Howrylak.

Representative Lucido moved to report out HB 4639 with recommendation. The motion prevailed, the vote being 12-0-0.

#### FAVORABLE ROLL CALL

Yeas: Reps. Kesto, Lucido, Graves, Howrylak, Roberts, Theis, Albert, Chang, Robinson, Guerra, Liberati, Wittenberg.

Nays: None.

Pass: None.

Representative Chang explained the substitute (H-1) to HB 4641.

Representative Chang moved to adopt substitute (H-1) to HB 4641. The motion prevailed, the vote being 12-0-0.

#### FAVORABLE ROLL CALL

Yeas: Reps. Kesto, Lucido, Graves, Howrylak, Roberts, Theis, Albert, Chang, Robinson, Guerra, Liberati, Wittenberg.

Nays: None.

Pass: None.

Representative Chang moved to report out HB 4641 with recommendation, as substitute (H-1). The motion prevailed, the vote being 12-0-0.

#### FAVORABLE ROLL CALL

Yeas: Reps. Kesto, Lucido, Graves, Howrylak, Roberts, Theis, Albert, Chang, Robinson, Guerra, Liberati, Wittenberg.

Nays: None.

Pass: None.

Representative Guerra moved to report out HB 4642 with recommendation. The motion prevailed, the vote being 12-0-0.

FAVORABLE ROLL CALL

Yeas: Reps. Kesto, Lucido, Graves, Howrylak, Roberts, Theis, Albert, Chang, Robinson, Guerra, Liberati, Wittenberg.

Nays: None.

Pass: None.

Representative Griffin explained the substitute (H-1) to HB 4661.

Representative Lucido moved to adopt substitute (H-1) to HB 4661. The motion prevailed, the vote being 12-0-0.

FAVORABLE ROLL CALL

Yeas: Reps. Kesto, Lucido, Graves, Howrylak, Roberts, Theis, Albert, Chang, Robinson, Guerra, Liberati, Wittenberg.

Nays: None.

Pass: None.

Representative Chang moved to report out HB 4661 with recommendation, as substitute (H-1). The motion prevailed, the vote being 12-0-0.

FAVORABLE ROLL CALL

Yeas: Reps. Kesto, Lucido, Graves, Howrylak, Roberts, Theis, Albert, Chang, Robinson, Guerra, Liberati, Wittenberg.

Nays: None.

Pass: None.

Representative Wittenberg moved to report out HR 105 with recommendation. The motion prevailed, the vote being 10-0-2.

FAVORABLE ROLL CALL

Yeas: Reps. Kesto, Lucido, Graves, Roberts, Theis, Albert, Chang, Guerra, Liberati, Wittenberg.

Nays: None.

Pass: Reps. Howrylak, Robinson.

Representative Theis moved to report out HB 4690 with recommendation. The motion prevailed, the vote being 11-0-1.

FAVORABLE ROLL CALL

Yeas: Reps. Kesto, Lucido, Graves, Roberts, Theis, Albert, Chang, Robinson, Guerra, Liberati, Wittenberg.

Nays: None.

Pass: Rep. Howrylak.

Representative Lucido moved to report out SB 337 with recommendation. The motion prevailed, the vote being 10-0-2.

FAVORABLE ROLL CALL

Yeas: Reps. Kesto, Lucido, Graves, Roberts, Theis, Albert, Chang, Guerra, Liberati, Wittenberg.

Nays: None.

Pass: Reps. Howrylak, Robinson.

Representative Graves moved to report out SB 338 with recommendation. The motion prevailed, the vote being 10-1-1.

FAVORABLE ROLL CALL

Yeas: Reps. Kesto, Lucido, Graves, Roberts, Theis, Albert, Chang, Guerra, Liberati, Wittenberg.

Nays: Rep. Robinson.

Pass: Rep. Howrylak.

Representative Chang moved to report out SB 368 with recommendation. The motion prevailed, the vote being 12-0-0.

FAVORABLE ROLL CALL

Yeas: Reps. Kesto, Lucido, Graves, Howrylak, Roberts, Theis, Albert, Chang, Robinson, Guerra, Liberati, Wittenberg.

Nays: None.

Pass: None.

Representative Lucido moved to report out SB 369 with recommendation. The motion prevailed, the vote being 10-1-1.

FAVORABLE ROLL CALL

Yeas: Reps. Kesto, Lucido, Graves, Roberts, Theis, Albert, Chang, Guerra, Liberati, Wittenberg.

Nays: Rep. Robinson.

Pass: Rep. Howrylak.

Chairman Kesto laid the committee at ease, the time being 9:32 a.m.

Vice-Chairman Lucido called the committee back to order, the time being 9:33 a.m.

Vice-Chairman Lucido laid the following bills before the committee:

HB 4547 (Kesto)	Criminal procedure; sentencing guidelines; blood alcohol level requirement for certain alcohol-related offenses; eliminate sunset for .08 limit.
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HB 4548 (Green)	Crimes; intoxication or impairment; blood alcohol level requirement for certain alcohol-related driving violations; eliminate sunset for .08 limit.
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Chairman Kesto and Representative Green testified in support of the bills. Questions and discussion followed.

The following people submitted a card in support of the bills, but did not wish to speak:

Ben Bodkin, representing the Michigan Sheriffs' Association.

Kevin McKinney, representing the Michigan Brain Injury Provider Council.

Chairman Kesto returned to the gavel, the time being 9:52 a.m.

Mark Reese, President of the Prosecuting Attorneys Association of Michigan, testified in support of the bills. Questions and discussion followed.

Tom Constand, representing the Brain Injury Association of Michigan, testified in support of the bills and submitted written testimony. Questions and discussion followed.

Sgt. Matt Williams, representing the Michigan State Police, testified in support of the bills and submitted written documents. Questions and discussion followed.

Chairman Kesto laid before the committee the following presentations on Safe and Secure Rehabilitation:

Natalie Holbrook, representing the American Friends Service Committee, gave a presentation to the committee. Questions and discussion followed.

Alan Cropsey and John Lazet, representing the Attorney General Bill Schuette, gave a presentation to the committee. Questions and discussion followed.

There being no further business before the committee, Chairman Kesto adjourned the meeting, the time being 10:30 a.m.

**Representative Klint Kesto, Chair**\_\_\_\_\_

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